

97

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS

Michele Pearson

Plaintiff(s),

vs.

Chicago Housing Authority,
H. J. Russell

Defendant(s).

Eric Garrett Michael Tucker
Dewen Hinton Jadine Chow Sherry Tucker
Karen Smith Barge M. Khan

COMPLAINT FOR VIOLATION OF CONSTITUTIONAL RIGHTS

14CV9993
JUDGE SHAH
MAG. JUDGE ROWLAND

Case No.

RECEIVED

DEC 12 2014

THOMAS G. BRUTON
CLERK, U.S. DISTRICT COURT

This form complaint is designed to help you, as a pro se plaintiff, state your case in a clear manner. Please read the directions and the numbered paragraphs carefully. Some paragraphs may not apply to you. You may cross out paragraphs that do not apply to you. All references to "plaintiff" and "defendant" are stated in the singular but will apply to more than one plaintiff or defendant if that is the nature of the case.

1. This is a claim for violation of plaintiff's civil rights as protected by the Constitution and laws of the United States under 42 U.S.C. §§ 1983, 1985, and 1986.
2. The court has jurisdiction under 28 U.S.C. §§ 1343 and 1367.
3. Plaintiff's full name is Michele Yvonne Pearson.

If there are additional plaintiffs, fill in the above information as to the first-named plaintiff and complete the information for each additional plaintiff on an extra sheet.

4. Defendant, Eric Garrett, Director of Asset Management^{CH9}
(name, badge number if known)
- ☐ an officer or official employed by The Chicago Housing Authority
(department or agency of government) _____ or _____
- ☐ an individual not employed by a governmental entity.

If there are additional defendants, fill in the above information as to the first-named defendant and complete the information for each additional defendant on an extra sheet.

5. The municipality, township or county under whose authority defendant officer or official acted is _____. As to plaintiff's federal constitutional claims, the municipality, township or county is a defendant only if custom or policy allegations are made at paragraph 7 below.

6. On or about 10/20/10 - continued
~~10/12/10~~ 2014, at approximately 9:50pm^{am} ☒ a.m. ☒ p.m.
(month, day, year)
- plaintiff was present in the municipality (or unincorporated area) of Cabrini
Rowhouses, Downtown office court, in the County of Cook,
State of Illinois, at 80 W. Van Buren, 900 N. Hudson, Daley Courthouse
(identify location as precisely as possible)

when defendant violated plaintiff's civil rights as follows (**Place X in each box that applies**):

- ☐ arrested or seized plaintiff without probable cause to believe that plaintiff had committed, was committing or was about to commit a crime;
- ☐ searched plaintiff or his property without a warrant and without reasonable cause;
- ☐ used excessive force upon plaintiff;
- ☒ failed to intervene to protect plaintiff from violation of plaintiff's civil rights by one or more other defendants;
- ☒ failed to provide plaintiff with needed medical care;
- ☒ conspired together to violate one or more of plaintiff's civil rights;
- ☐ Other: Charging and
Verbal Abuse - to take away any rights in
relation to Chicago Housing Authority

7. Defendant officer or official acted pursuant to a custom or policy of defendant municipality, county or township, which custom or policy is the following: *(Leave blank if no custom or policy is alleged)*: _____
- _____
- _____
- _____

8. Plaintiff was charged with one or more crimes, specifically:
- _____
- _____
- _____
- _____
- _____

9. *(Place an X in the box that applies. If none applies, you may describe the criminal proceedings under "Other")* The criminal proceedings

- ☐ are still pending.
- ☐ were terminated in favor of plaintiff in a manner indicating plaintiff was innocent.¹
- ☐ Plaintiff was found guilty of one or more charges because defendant deprived me of a fair trial as follows _____
- _____

☒ Other: *Freedom of Religion Retaliation because of complaints to the Department of Housing and Urban Development*

¹ Examples of termination in favor of the plaintiff in a manner indicating plaintiff was innocent may include a judgment of not guilty, reversal of a conviction on direct appeal, expungement of the conviction, a voluntary dismissal (SOL) by the prosecutor, or a *nolle prosequi* order.

10. Plaintiff further alleges as follows: (Describe what happened that you believe supports your claims. To the extent possible, be specific as to your own actions and the actions of each defendant.)

- The Chicago Housing Authority has stated that every tenant must be employed, in school or doing volunteer work. They have issued a three day notice on three separate occasions stating that Jehovah's Witnesses are not a real religion and therefore, our ministry school, preaching activity as ^(Matthew 28:19, 20) ministers and volunteer work ^{God ordained} which includes reading comprehension are not valid, therefore I must be evicted. Complaints to ~~the~~ Rahm Emanuel (Mayor) and Steven Miss (Director, HUD) have resulted in theft, forgery, verbal abuse, illegal entries into home, denied help for gas allotment ^{wanted (dark side) townhomes} when asked where I wanted to relocate (townhome being renovated) was denied because I do nothing, my religion nothing, can't go where I want, stuck in moldy home and drug activity, filled neighbor (848) neighbor has (16) non lease holders, ~~home~~ ~~relatives~~ ~~although~~ all are on Parole or Probation. Have police reports 2013, 14 court cases non compliant about everything
11. Defendant acted knowingly, intentionally, willfully and maliciously.
12. As a result of defendant's conduct, plaintiff was injured as follows:
13. Plaintiff asks that the case be tried by a jury. ☒ Yes ☐ No

14. Plaintiff also claims violation of rights that may be protected by the laws of Illinois, such as false arrest, assault, battery, false imprisonment, malicious prosecution, conspiracy, and/or any other claim that may be supported by the allegations of this complaint.

WHEREFORE, plaintiff asks for the following relief:

- A. Damages to compensate for all bodily harm, emotional harm, pain and suffering, loss of income, loss of enjoyment of life, property damage and any other injuries inflicted by defendant;
- B. ☒ (Place X in box if you are seeking punitive damages.) Punitive damages against the individual defendant; and
- C. Such injunctive, declaratory, or other relief as may be appropriate, including attorney's fees and reasonable expenses as authorized by 42 U.S.C. § 1988.

Plaintiff's signature: Michele Pearson

Plaintiff's name (print clearly or type): Michele Pearson

Plaintiff's mailing address: ~~1111 N. Dearborn~~ ^{846 N. Cambridge}

City Chicago State Illinois ZIP 60610

Plaintiff's telephone number: (312) 280-5473

Plaintiff's email address (if you prefer to be contacted by email): _____

15. Plaintiff has previously filed a case in this district. ☒ Yes ☐ No

If yes, please list the cases below. 2013 (I'm sorry)

Any additional plaintiffs must sign the complaint and provide the same information as the first plaintiff. An additional signature page may be added.